

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 756 - SB 663**

February 25, 2019

**SUMMARY OF ORIGINAL BILL:** Prohibits the consideration of the deployment, implementation, or use of a motor carrier safety improvement required by a motor carrier when evaluating an individual's status as an employee or independent contractor.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (004436):** Adds language to the original bill to specify that the proposed legislation shall not affect the liability of common carriers, private motor carrier, or trucking companies, as provided in certain federal and state regulation.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Under the provisions of this legislation, "motor carrier safety improvement" means any device, equipment, software, technology, procedure, training, policy, program, or operational practice intended to improve or facilitate (1) compliance with traffic safety or motor carrier safety laws; (2) safety of a motor vehicle; (3) safety of the operator of a motor vehicle; or (4) safety of third-party users of public roadways.
- Prohibiting the consideration of the deployment, implementation, or use of a motor carrier safety improvement required by a motor carrier when evaluating an individual's status as an employee or independent contractor will not result in any significant impact on state or local government.
- Specifying the provisions of this legislation shall not affect the liability of common carriers, private motor carrier, or trucking companies, as provided in certain federal and state regulation will not result in any significant impact to state government.
- The Central Procurement Office has confirmed that the provisions of this legislation will not impact the current procurement process.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg